

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

KEVIN JOHNSON,

Plaintiff,

v.

**JACK HENRY & ASSOCIATES,
INC.,**

Defendant.

}
}
}
}
}
}
}
}
}
}

Case No.: 2:09-CV-2023-JEO

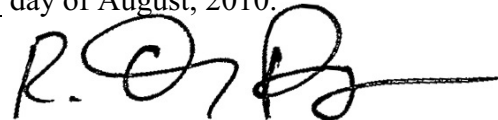
ORDER

On August 3, 2010, the Magistrate Judge entered a Report and Recommendation, recommending that Defendant's Motion for Partial Dismissal (Doc. #18) be granted in part and denied in part. There has been no objections filed by the parties.

After careful consideration of the record in this case and the Magistrate Judge's Report and Recommendation, the court hereby **ADOPTS** the Report of the Magistrate Judge and **ACCEPTS** his Recommendations.

Accordingly, Plaintiff's claims for prospective injunctive and declaratory relief in Count I of the Second Amended Complaint, as well as his claims for relief for disparate impact pursuant to 42 U.S.C. § 1981 in Counts I and II, are hereby **DISMISSED WITH PREJUDICE**.

DONE and ORDERED this 20th day of August, 2010.



R. DAVID PROCTOR
UNITED STATES DISTRICT JUDGE